

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
BLOTSKY <i>et al.</i>)	Confirmation No.: 5386
)	
Application Serial No.: 10/725,729)	Art Unit: 1615
)	
Filing Date: December 2, 2003)	Examiner: Hasan Syed Ahmed
)	
For: MINERAL, NUTRITIONAL, COSMETIC,)	
PHARMACEUTICAL, AND AGRICULTURAL)	
COMPOSITIONS AND METHODS FOR)	
PRODUCING THE SAME)	

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

BALLARD SPAHR LLP
 Customer Number 23859

September 26, 2010

Dear Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, Applicants now submit a list of documents known to Applicants or Applicants' attorneys. Applicants have not included copies of cited U.S. patents or published U.S. patent applications. But, pursuant to 37 C.F.R. § 1.98(a)(2)(iv), and for the Examiner's review, Applicants have enclosed copies of the following: (1) foreign patents or patent applications, (2) non-patent publications, and (3) documents from the prosecution of related domestic and foreign applications.

Regarding category (3), documents from the prosecution of related domestic and foreign patent applications, Applicants note that 37 C.F.R. § 1.98(b) does not mention, and thus does not require, that Applicants provide any particular set of identifying information. While 37 C.F.R. § 1.98(a)(1) requires Applicants to provide a list of such documents, it does not require Applicants to include in that list specific identifying information. 37 C.F.R. § 1.98(a)(2)(iv) further requires Applicants to provide a copy of such documents. Thus, the rules do not require that Applicants provide any particular set of information about the documents in category (3) prior to the

In accordance with 37 C.F.R. § 1.8, I certify that this correspondence is being transmitted to the Commissioner for Patents, **Mail Stop Amendment**, P.O. Box 1450, Alexandria, VA 22313-1450 via the USPTO's EFS-Web Electronic Filing System on **September 26, 2010**.

/Rebecca C.E. McFadyen, Reg. No. 57,952/

Rebecca C.E. McFadyen, J.D., Ph.D. – Registration No. 57,952

Examiner's consideration of all the cited information. Nevertheless, in order to be as helpful as possible, Applicants have provided (a) information regarding the source of the documents, and (b) a title or description of each document. The prosecution record of either a related domestic and foreign patent application is the source for each document. Accordingly, in the list required by 37 C.F.R. § 1.98(a)(1), Applicants have provided information about the source of each document. The information provided mirrors the requirements for cited foreign patent applications and U.S. patent applications as set forth by 37 C.F.R. § 1.98(b). For at least these reasons, Applicants respectfully request consideration of all documents submitted in the present Information Disclosure Statement and entry into the record for the present application (Application Serial No. 10/725,729)

Regarding category (3), Applicants now submit for the Examiner's consideration, copies of Office Actions, Amendments, Responses, and other correspondence from the prosecution of the foreign and U.S. patent applications. Pursuant to 37 C.F.R. § 1.98(a)(2)(iv), Applicants have enclosed a copy of each document. The enclosed Forms PTO/SB/08a list these documents, provides identifying information, and includes a column for the Examiner's initials.

Pursuant to M.P.E.P. § 2001.06(b) and 37 C.F.R. § 1.98(b)(3), Applicants now bring to the attention of the Examiner the following co-pending U.S. patent applications. The pending applications are stored in the USPTO's Image File Wrapper (IFW) system. In accordance with the waiver to 37 C.F.R. § 1.98(a)(2)(iii) dated September 21, 2004, Applicants have not included a copy of the cited specifications, which include the claims and drawings thereof.

INFORMATION DISCLOSURE STATEMENT LIST pursuant to M.P.E.P. § 2001.06(b) and 37 C.F.R. § 1.98(b)(3) for Application No. 10/725,729 (Attorney Docket No. 02839.0001U1) DISCLOSURE OF CO-PENDING U.S. PATENT APPLICATIONS					
Initials	No. Cited	Application #	Filing Date	Inventor	Atty. Docket #
	1.	11/638,311	12/12/2006	Blotsky et al.	02839.0001U3
	2.	11/472,536	06/21/2006	Blotsky et al.	02839.0001U2
	3.	12/249,798	10/10/2008	Blotsky et al.	02839.0002U3
	4.	12/497,387	07/02/2009	Blotsky et al.	02839.0006U2

Applicants also bring to the Examiner's attention the following foreign patent applications.

INFORMATION DISCLOSURE STATEMENT LIST for Application No. 10/725,729 (Attorney Docket No. 02839.0001U1) DISCLOSURE OF FOREIGN APPLICATION					
Initials	Country	Application #	Filing Date	Applicant	Attorney Docket #
	PCT	PCT/US07/014299	06/19/2007	Blotsky et al.	02839.0001P1
	PCT	PCT/US08/079632	10/10/2008	Blotsky et al.	02893.0002P1
	CA	2702339	10/10/2008	Blotsky et al.	02893.0002CA1
	CN	200880117917.2	10/10/2008	Blotsky et al.	02893.0002CN1
	EP	08838086.0	10/10/2008	Blotsky et al.	02893.0002EP1
	IN	PCT/US08/079632	10/10/2008	Blotsky et al.	02893.0002IN1

Pursuant to 37 C.F.R. § 1.97(b)(4), Applicants believe that this submission is timely in that the Patent and Trademark Office has not yet mailed to Applicants a first office action following a Request for Continued Examination under 37 C.F.R. § 1.114. Applicants believe that no fee is due; however, Applicants hereby authorize the Commissioner to charge to Deposit Account No. 14-0629 any additional fees that may be required, or to credit to the same account any overpayment of fees.

Respectfully submitted,
/Rebecca C.E. McFadyen, Reg. No. 57,952/
Rebecca C.E. McFadyen, J.D., Ph.D.
Registration No. 57,952

BALLARD SPAHR LLP
Customer Number 23859
(678) 420-9300
(678) 420-9301 (fax)